

JS44

JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for filing of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I (a) PLAINTIFFS

DONNA SULLIVAN and DANIEL SULLIVAN, h/w

DEFENDANTS

LIVE NATION and LIVE NATION, INC. and LIVE NATION ENTERTAINMENT, INC. and CAESARS and CAESARS ENTERTAINMENT CORPORATION and CAESARS LICENSE COMPANY, LLC

(b) COUNTY OF RESIDENCES OF FIRST LISTED PLAINTIFF
(EXCEPT IN U.S. PLAINTIFF CASES)

COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED

(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

Kevin Malloy, Esquire
DISANDRO & MALLOY, P.C.
1760 Market Street, Suite 1201
Philadelphia, PA 19103

LAWRENCE M. KELLY, ESQUIRE
MINTZER, SAROWITZ, ZERIS, LEDVA &
MEYERS, LLP
Centre Square, West Tower
1500 Market Street, Suite 4100
Philadelphia, PA 19102
(215) 735-7200

II. BASIS OF JURISDICTION (PLACE AN x IN ONE BOX ONLY)

(For Diversity Cases Only)

1 U.S. Government
Plaintiff

2 U.S. Government
Parties in Item III)

FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)

3 Federal Question
(U.S. Government Not a Party)

4 Diversity
(Indicate Citizenship of

III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN x IN ONE BOX)

Citizen of This State
of Business in This State
Citizen of Another State
of Business in Another State
Citizen or Subject of a
Foreign Country

PTF DEF
X1 1
2 2
3 3

Incorporated or Principal Place
Incorporated and Principal Place
Foreign Nation

PTF DEF
4 4
5 X 5
6 6

IV. NATURE OF SUIT (PLACE AN x IN ONE BOX ONLY)

CONTRACT

- 110 Insurance
120 Marine
130 Miller Act
140 Negotiable Instrument
150 Recovery of Overpayment
& Enforcement of Judgment
151 Medicare Act
152 Recovery of Defaulted
Student Loans
(Excl. Veterans)
153 Recovery of Overpayment
of Veterans Benefits
160 Stockholders Suits
190 Other Contract
195 Contract Product Liability
196 Franchise

REAL PROPERTY

- 210 Land Condemnation
220 Foreclosure
230 Rent Lease & Ejectment
240 Torts to Land
245 Tort Product Liability
290 All Other Real Property

TORTS

PERSONAL INJURY

- 310 Airplane
315 Airplane Product
320 Assault, Libel &
Slander
330 Federal Employers
Liability
340 Marine
345 Marine Product
Liability
350 Motor Vehicle
355 Motor Vehicle
Product Liability
360 Other Personal
Injury

PERSONAL INJURY

- 362 Personal Injury -
Med Malpractice
365 Personal Injury --
Product Liability
368 Asbestos Personal
Injury Product
Liability
370 Other Fraud
371 Truth in Lending
380 Other Personal
Property Damage
385 Property Damage
Product Liability

PRISONER PETITIONS

- 510 Motion to Vacate
Sentence
Habeas Corpus
530 General
535 Death Penalty
540 Mandamus & Other
Civil Rights
555 Prison Conditions

FORFEITURE/PENALTY

- 610 Agriculture
620 Other Food & Drug
625 Drug Related Seizure of
property 21 USC 881
630 Liquor Laws
640 R R & Truck
650 Airline Regs
660 Occupational Safety/Health
690 Other

LABOR

- 710 Fair Labor Standards Act
720 Labor/Mgmt. Relations
730 Labor/Mgmt. Reporting &
& Disclosure Act
740 Railway Labor Act
790 Other Labor Litigation
791 Empl. Ret. Inc. Security Act
IMMIGRATION
462 Naturalization Application
463 Habeas Corpus - Alien Detainee
465 Other Immigration Actions

BANKRUPTCY

- 422 Appeal 28 USC 158
423 Withdrawal
28 USC 157

PROPERTY RIGHTS

- 820 Copyrights
830 Patent
840 Trademark
SOCIAL SECURITY
861 hia (1395FF)
862 Black Lung (923)
863 diwc/diww (405(g))
864 SSID Title XVI
864 RSI (405(g))

FEDERAL TAX SUITS

- 870 Taxes (U.S. Plaintiff
or Defendant)
871 IRS-- Third Party
26 USC 7609

OTHER STATUTES

- 400 State Reapportionment
410 Antitrust
430 Banks and Banking
450 Commerce
460 Deportation
470 Racketeer Influenced and
Corrupt Organizations
480 Consumer Credit
490 Cable/Sat TV
810 Selective Service
850 Securities/Commodities/
Exchange
875 Customer Challenge
12 USC 3410ization Act
890 Other Statutory Actions
891 Agricultural Acts
892 Economic Stabilization Act
893 Environmental Matters
894 Energy Allocation Act
895 Freedom of Information Act
900 Appeal of Fee Determination
Under Equal Access to Justice
950 Constitutionality of State
Statutes

V. ORIGIN

1 Original
Proceeding

X 2 Removed from
State Court

(PLACE AN x IN ONE BOX ONLY)

3 Remanded from
Appellate Court

4 Reinstated or
Reopened

Transferred from
5 another district
(specify)

6 Multidistrict
Litigation

Appeal to District
7 Judge from
Magistrate Judgment

VI. CAUSE OF ACTION

(CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING (Do not cite jurisdictional statutes unless diversity):

Brief description of cause:

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION
UNDER F.R.C.P. 23

DEMAND

Check YES only if demanded in complaint:

JURY DEMAND: YES X NO

VIII. RELATED CASE(S) IF ANY

(See Instructions):

Judge

Docket Number

DATE: November 24, 2014

SIGNATURE OF ATTORNEY OF RECORD

LAWRENCE M. KELLY, ESQUIRE

FOR OFFICE USE ONLY

NOV 24 2014

MAS

FOR THE EASTERN DISTRICT OF PENNSYLVANIA - DESIGNATION FORM to be used by counsel to indicate the category of the case for the purpose of assignment to appropriate calendar.

Address of Plaintiff: 231 Dickinson Street, Philadelphia, PA 19147

Address of Defendant: 2100 Pacific Avenue, Atlantic City, NJ 08401

Place of Accident, Incident or Transaction: Boardwalk Regency Corporation d/b/a Caesars Atlantic City in Atlantic City, NJ

Does this case involve multidistrict litigation possibilities?

Yes ☐ No ☒

RELATED CASE IF ANY

Case Number: _____ Judge: _____

Date Terminated: _____

Civil Cases are deemed related when yes is answered to any of the following questions:

1. Is this case related to property included in an earlier numbered suit pending or within one year previously terminated action in this court?
2. Does this case involve the same issue of fact or grow out of the same transaction as a prior suit pending or within one year previously terminated action in this court?
3. Does this case involve the validity or infringement of a patent already in suit or any earlier numbered case pending or within one year previously terminated action in this court?
4. Is this case a second or successive habeas corpus, social security appeal, or pro se civil rights Case filed by the same individual?

Yes ☐ No ☒

Yes ☐ No ☐

Yes ☐ No ☒

Yes ☐ No ☐

CIVIL: (Place X in ONE CATEGORY ONLY)

A. Federal Question Cases:

1. Indemnity Contract, Marine Contract, and All
2. FELA
3. Jones Act-Personal Injury
4. Antitrust
5. Patent
6. Labor-Management Relations
7. Civil Rights
8. Habeas Corpus
9. Securities Act(s) Cases
10. Social Security Review Cases
11. All Other Federal Question Cases
(Please specify)

B. Diversity Jurisdiction Cases:

1. Insurance Contract and Other Contracts
2. Airplane Personal Injury
3. Assault, Defamation
4. Marine Personal Injury
5. Motor Vehicle Personal Injury
6. X Other Personal Injury (Please specify) – Premises Liability – Slip and Fall
7. Products Liability
8. Products Liability - Asbestos
9. All other Diversity Cases
(Please specify)

ARBITRATION CERTIFICATION

(Check appropriate Category)

I, LAWRENCE M. KELLY, ESQUIRE, counsel of record do hereby certify:

Pursuant to Local Civil Rule 53.2, Section 3(c)(2), that to the best of my knowledge and belief, the damages recoverable in this civil action case exceed the sum of \$150,000.00 exclusive of interest and costs;
Relief other than monetary damages is sought.

DATE: _____

LAWRENCE M. KELLY, ESQUIRE

Attorney-at-Law

Attorney ID # 58732

NOTE: A trial de novo will be a trial by jury only if there has been compliance with F.R.C.P. 38.

I certify that, to my knowledge, the within case is not related to any case now pending or within one year previously terminated action in this court except as noted above.

DATE: November 24, 2014

LAWRENCE M. KELLY, ESQUIRE

Attorney-at-Law

Attorney ID # 58732

14 6746

NOV 24 2014

GP

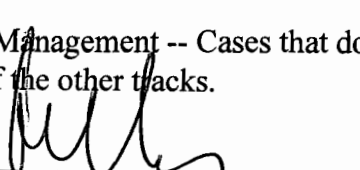
IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIACASE MANAGEMENT TRACK DESIGNATION FORM

DONNA SULLIVAN and DANIEL SULLIVAN, h/w vs. LIVE NATION and LIVE NATION, INC. and LIVE NATION ENTERTAINMENT, INC. and CAESARS and CAESARS ENTERTAINMENT CORPORATION and CAESARS LICENSE COMPANY, LLC	CIVIL ACTION 14 6746 NO.
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In accordance with the Civil Justice Expense and Delay Reduction Plan of this court, counsel for plaintiff shall complete a case Management Track Designation Form in all civil cases at the time of filing the complaint and serve a copy on all defendants. (See 1:03 of the plan set forth on the reverse side of this form.) In the event that a defendant does not agree with the plaintiff regarding said designation, that defendant shall, with its first appearance, submit to the clerk of court and serve on the plaintiff and all other parties, a case management track designation form specifying the track to which that defendant believes the case should be assigned.

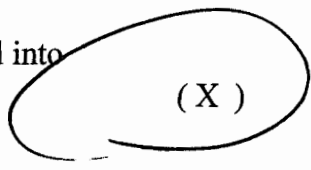
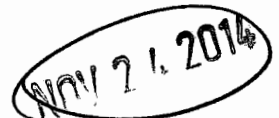
SELECT ONE OF THE FOLLOWING CASE MANAGEMENT TRACKS:

- (a) Habeas Corpus -- Cases brought under 28 U.S.C. 2241 through 2255. ()
- (b) Social Security -- Cases requesting review of a decision of the Secretary of Health and Human Services denying plaintiff Social Security Benefits. ()
- (c) Arbitration -- Cases required to be designated for arbitration under Local Civil Rule 53.2. ()
- (d) Asbestos -- Cases involving claims for personal injury or property damage from exposure to asbestos. ()
- (e) Special Management -- Cases that do not fall into tracks (a) through (d) that are commonly referred to as complex and that need special or intense management by the court. (See reverse side of this form for a detailed explanation of special management cases.) ()
- (f) Standard Management -- Cases that do not fall into any one of the other tracks. (X)

DATE: November 24, 2014

LAWRENCE M. KELLY, ESQUIRE

Attorney-at-Law

Attorney ID #58732

GP

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

7400
DONNA SULLIVAN and DANIEL
SULLIVAN, h/w

vs.

LIVE NATION WORLDWIDE, INC., LIVE
NATION and LIVE NATION, INC. and LIVE
NATION ENTERTAINMENT, INC. and
CAESARS and CAESARS ENTERTAINMENT
CORPORATION and CAESARS LICENSE
COMPANY, LLC

CIVIL ACTION

NO.

14 6746

NOTICE OF REMOVAL

TO THE HONORABLE JUDGES OF THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA:

Defendants, BOARDWALK REGENCY CORPORATION d/b/a CAESARS
ATLANTIC CITY (Incorrectly designated as "CAESARS") and CAESARS ENTERTAINMENT
CORPORATION and CAESARS LICENSE COMPANY, LLC, by and through their
attorneys, MINTZER, SAROWITZ, ZERIS, LEDVA & MEYERS, hereby remove the
above-captioned case to this Honorable Court and provide notice of same to Counsel
representing Plaintiff. In support of this Notice of Removal, the Defendant avers as
follows:

1. On October 17, 2014, Donna Sullivan and Daniel Sullivan, (hereinafter,
collectively referred to as "Plaintiffs") filed a Complaint in the Court of Common Pleas
of Philadelphia County against Defendants, BOARDWALK REGENCY CORPORATION
d/b/a CAESARS ATLANTIC CITY (Incorrectly designated as "CAESARS"), CAESARS
ENTERTAINMENT CORPORATION, CAESARS LICENSE COMPANY, LLC, LIVE
NATION ENTERTAINMENT, INC., LIVE NATION WORLDWIDE, INC., LIVE

NATION, INC., and LIVE NATION (hereinafter referred to as "Defendants"). (*See a copy of the Complaint attached hereto and marked as Exhibit "A"*).

2. This instant Notice of Removal is being filed within the 30 days of the Complaint being served and so the Notice of Removal is timely filed.

3. In the Complaint, Plaintiffs aver they are residents of Philadelphia, Pennsylvania. (See Exhibit "A", caption and Para. 1).

4. Plaintiffs are domiciled at their address listed in the Complaint and, thus, are a citizens of Philadelphia, Pennsylvania.

5. This incident allegedly occurred on November 23, 2013, when Plaintiff was "attending a Bonnie Raitt concert" in Atlantic City, New Jersey and "was caused to trip and fall as a result of coming into contact with the exposed metal piece, causing her to sustain personal injuries". (See Exhibit "A", Para. 12, 14, and 15).

6. Defendant, Boardwalk Regency Corporation d/b/a Caesars Atlantic City (Incorrectly designated as "Caesars"), is a New Jersey Corporation with a principal place of business is located in Atlantic City, New Jersey.

7. Therefore, Defendant Boardwalk Regency Corporation d/b/a Caesars Atlantic City (Incorrectly designated as "Caesars") is a citizen of New Jersey.

8. Defendant Caesars Entertainment Corporation is a Delaware Corporation with a principal place of business located in Las Vegas, Nevada.

9. Therefore, Defendant Caesars Entertainment Corporation is a citizen of Delaware.

10. Defendant Caesars License Company, LLC, is a Nevada Corporation with a principal place of business located in Las Vegas, Nevada.

11. Therefore, Defendant Caesars License Company, LLC is a citizen of Nevada.

12. As evidenced by co-defendants' Consent To Removal, attached hereto and marked Exhibit "B", not only do the co-defendants consent to this removal but they have been misidentified.

13. As set forth in Exhibit "B", there is no such entity called "Live Nation". The remaining co-defendants are Delaware corporations with their principal place of business in Beverly Hills, CA.

14. Therefore, the Live Nation defendants are citizens of Delaware.

15. Thus, diversity of citizenship exists because:

- a. Plaintiffs are citizens of Pennsylvania,
- b. Defendant, Boardwalk Regency Corporation d/b/a Caesars Atlantic City (Incorrectly designated as "Caesars"), is a citizen of New Jersey,
- c. Defendant Caesars Entertainment Corporation is a citizen of Delaware,
- d. Defendant Caesars License Company, LLC, is a citizen of Delaware, and
- e. Defendants, Live Nation Entertainment, Inc., Live Nation Worldwide, Inc., Live Nation, Inc., and Live Nation are citizens of Delaware.

16. The parties are citizens of the states noted above both at the time of the filing of the Complaint, up through the time of the filing of this Removal Notice.

17. Thus, there exists diversity of citizenship for this Court to have jurisdiction over this matter.

18. Plaintiff, Donna Sullivan, makes the following allegations **against** the Defendants **under Count I:**

- a. Plaintiff, Donna Sullivan, specifically alleges that she “sustained severe internal and external injuries in and about the head, body and limbs, including but not limited to: left ankle sprain with interstitial tearing of the peroneus brevis tendon, Achilles tendinosis, neuroma and intertarsal bursitis in the dorsal aspect of the 3rd interspace, and a severe shock to her nervous system, all of which have caused her and will continue to cause her great pain and agony, and have prevented her and will continue to prevent her in the future from attending to her daily duties and occupation, all to her great financial damage and loss”. (See Exhibit “A”, Count I, Para. 18).
- b. She specifically alleges that she “has been obliged to expend various sums of money for medicine and medical attention in and about endeavoring to treat and cure herself of her said injuries, and will be obliged to expend additional sums of money for the same purposes in the future, all to her great financial damage and loss.” (See Exhibit “A”, Count I, Para. 19).
- c. Plaintiff also alleges as “a further result of the accident and the injuries sustained therein”, she “has and/or may suffer lost wages and an impairment of her earning capacity and power. . . ”. (See Exhibit “A”, Count I, Para. 20).
- d. Plaintiff demands judgment against all Defendants, “in an amount in excess of Fifty Thousand (\$50,000.00) Dollars, plus interest and costs.”

19. Plaintiff, Daniel Sullivan, makes the following separate allegations against all the Defendants under Count II:

- a. Plaintiff, Daniel Sullivan, specifically alleges that he “was, for a period of time, may and probably will in the future be deprived of the society, assistance and support of his wife, plaintiff, Donna Sullivan, all of which has been and will continue to be to his great financial, physical, psychological and emotional damage and loss”. (See Exhibit “A”, Count II, Para. 24).
- b. Plaintiff, Daniel Sullivan, demands judgment against all Defendants, “in an amount in excess of Fifty Thousand (\$50,000.00) Dollars, plus interest and costs.”

20. Based on the allegations in Plaintiffs’ Complaint, the amount in controversy is certainly alleged to be in excess of \$75,000. (See Exhibit “A”).

21. As such, the above-captioned civil action is one in which this Honorable Court has original jurisdiction pursuant to Title 28 United States Code §1332, based upon the fact that there exists diversity of citizenship between the parties and the amount in controversy is alleged to be in excess of \$75,000, and it is accordingly one which may be removed to this Honorable Court by Notice pursuant to Title 28 United States Code §1441.

WHEREFORE, Defendants BOARDWALK REGENCY CORPORATION d/b/a CAESARS ATLANTIC CITY (Incorrectly designated as "CAESARS") and CAESARS ENTERTAINMENT CORPORATION and CAESARS LICENSE COMPANY, LLC, with the

consent of co-defendants, respectfully request that the above action now pending in the Court of Common Pleas of Philadelphia County, Pennsylvania be removed to this Court.

**MINTZER, SAROWITZ, ZERIS, LEDVA
& MEYERS, LLP**

BY: 

LAWRENCE M. KELLY, ESQUIRE

Attorney for Defendants,

BOARDWALK REGENCY CORPORATION d/b/a

CAESARS ATLANTIC CITY (Incorrectly designated as

"CAESARS") and CAESARS ENTERTAINMENT

CORPORATION and CAESARS LICENSE COMPANY, LLC

Centre Square, West Tower

1500 Market Street

Suite 4100

Philadelphia, PA 19102

(215) 735-7200

MSZL&M File No. 007770.000438

EXHIBIT “A”

Court of Common Pleas of Philadelphia County

Trial Division

Civil Cover Sheet

For Prothonotary Use Only (Docket Number)

OCTOBER 2014**001910**

E-Filed Number: 1410034899

PLAINTIFF'S NAME
DONNA SULLIVANDEFENDANT'S NAME
LIVE NATIONPLAINTIFF'S ADDRESS
231 DICKINSON STREET
PHILADELPHIA PA 19147DEFENDANT'S ADDRESS
334 SOUTH STREET
PHILADELPHIA PA 19147PLAINTIFF'S NAME
DANIEL SULLIVANDEFENDANT'S NAME
LIVE NATION, INC.PLAINTIFF'S ADDRESS
231 DICKINSON STREET
PHILADELPHIA PA 19147DEFENDANT'S ADDRESS
334 SOUTH STREET
PHILADELPHIA PA 19147

PLAINTIFF'S NAME

DEFENDANT'S NAME
LIVE NATION WORLDWIDE, INC.

PLAINTIFF'S ADDRESS

DEFENDANT'S ADDRESS
334 SOUTH STREET
PHILADELPHIA PA 19147

TOTAL NUMBER OF PLAINTIFFS

2

TOTAL NUMBER OF DEFENDANTS

7

COMMENCEMENT OF ACTION

☒ Complaint☐ Petition Action☐ Notice of Appeal☒ Writ of Summons☐ Transfer From Other Jurisdictions

AMOUNT IN CONTROVERSY

☐ \$50,000.00 or less☒ More than \$50,000.00

COURT PROGRAMS

☐ Arbitration☐ Jury☒ Non-Jury☐ Other:☐ Mass Tort☐ Savings Action☐ Petition☐ Commerce☐ Minor Court Appeal☐ Statutory Appeals☐ Settlement☐ Minors☐ W/D/Survival

CASE TYPE AND CODE

2S - PREMISES LIABILITY, SLIP/FALL

STATUTORY BASIS FOR CAUSE OF ACTION

RELATED PENDING CASES (LIST BY CASE CAPTION AND DOCKET NUMBER)

**FILED
PRO PROTHY****OCT 17 2014****D. SAVAGE**IS CASE SUBJECT TO
COORDINATION ORDER?

YES

NO

TO THE PROTHONOTARY:

Kindly enter my appearance on behalf of Plaintiff/Petitioner/Appellant: DONNA SULLIVAN , DANIEL SULLIVAN

Papers may be served at the address set forth below.

NAME OF PLAINTIFF'S/PETITIONER'S/APPELLANT'S ATTORNEY

KEVIN M. MALLOY

ADDRESS

1760 MARKET STREET
SUITE 1201
PHILADELPHIA PA 19103

PHONE NUMBER

(215) 587-9900

FAX NUMBER

(215) 587-9930

SUPREME COURT IDENTIFICATION NO.

55685

E-MAIL ADDRESS

km@disandromalloy.com

SIGNATURE OF FILING ATTORNEY OR PARTY

KEVIN MALLOY

DATE SUBMITTED

Friday, October 17, 2014, 08:08 am

FINAL COPY (Approved by the Prothonotary Clerk)

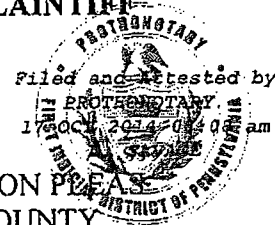
COMPLETE LIST OF DEFENDANTS:

1. CAESARS LICENSE COMPANY, LLC
2100 PACIFIC AVENUE
ATLANTIC CITY NJ 08401
2. CAESARS ENTERTAINMENT CORPORATION
2100 PACIFIC AVENUE
ATLANTIC CITY NJ 08401
3. CAESARS
2100 PACIFIC AVENUE
ATLANTIC CITY NJ 08401
4. LIVE NATION ENTERTAINMENT, INC.
334 SOUTH STREET
PHILADELPHIA PA 19147
5. LIVE NATION WORLDWIDE, INC.
334 SOUTH STREET
PHILADELPHIA PA 19147
6. LIVE NATION, INC.
334 SOUTH STREET
PHILADELPHIA PA 19147
7. LIVE NATION
334 SOUTH STREET
PHILADELPHIA PA 19147

MAJOR NON-JURY

DISANDRO & MALLOY, P.C.
By: Kevin M. Malloy, Esquire
Identification No. 55685
1760 Market Street, Suite 1201
Philadelphia, Pennsylvania 19103
(215) 587-9900

ATTORNEY FOR PLAINTIFF



DONNA SULLIVAN and
DANIEL SULLIVAN, h/w
231 Dickinson Street
Philadelphia, PA 19147

**COURT OF COMMON PLEAS
PHILADELPHIA COUNTY**

vs.

TERM, 2014

LIVE NATION
334 South Street
Philadelphia, PA 19147
and
LIVE NATION, INC.
334 South Street
Philadelphia, PA 19147
and
(caption continued on next page)

NO.

CIVIL ACTION

NOTICE

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER. IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

PHILADELPHIA BAR ASSOCIATION
LAWYER REFERRAL AND INFORMATION SERVICE
One Reading Center
Philadelphia, PA 19107
Telephone: 215-238-1701

AVISO

Le han demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) dias de plazo al partir de la fecha de la demanda y la notificación. Hace falta asentar una comparecencia escrita o en persona o con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demandas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomará medidas y puede continuar la demanda en contra suya sin previo aviso o notificación. Además, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiedades u otros derechos importantes para usted.

LLEVE ESTA DEMANDA A UN ABOGADO INMEDIATAMENTE. SI NO TIENE ABOGADO O SI NO TIENE EL DINERO SUFICIENTE DE PAGAR TAL SERVICIO, VAYA EN PERSONA O LLAME POR TELÉFONO A LA OFICINA CUYA DIRECCION SE ENCUENTRA ESCRITA ABAJO PARA AVERIGUAR DONDE SE PUEDE CONSEGUIR ASISTENCIA LEGAL. ESTA OFICINA PUEDE PROVEER A USTED CON INFORMACION DE COMO ALQUILAR UN ABOGADO. SI USTED NO TIENE DINERO PARA ALQUILAR UN ABOGADO, ESTA OFICINA PUEDE PROVEER A USTED CON INFORMACION DE AGENCIAS QUE PUEDE OFRECER SERVICIOS LEGALES A PERSONAS ELEGIBLE A UN COSTO REDUCIDO O SIN COSTO NINGUNO.

ASOCIACION DE LICENCIADOS DE FILADELPHIA SERVICIO
DE REFERENCIA E INFORMACION LEGAL
One Reading Center
Philadelphia, Pennsylvania 19107
Teléfono: 215-238-1701

(caption continued from previous page)

LIVE NATION WORLDWIDE, INC.

334 South Street

Philadelphia, PA 19147

and

LIVE NATION ENTERTAINMENT, INC.

334 South Street

Philadelphia, PA 19147

and

CAESARS

2100 Pacific Avenue

Atlantic City, NJ 08401

and

CAESARS ENTERTAINMENT CORPORATION

2100 Pacific Avenue

Atlantic City, NJ 08401

and

CAESARS LICENSE COMPANY, LLC

2100 Pacific Avenue

Atlantic City, NJ 08401

DISANDRO & MALLOY, P.C.
By: Kevin M. Malloy, Esquire
Identification No. 55685
1760 Market Street, Suite 1201
Philadelphia, Pennsylvania 19103
(215) 587-9900

ATTORNEY FOR PLAINTIFF

DONNA SULLIVAN and
DANIEL SULLIVAN, h/w
231 Dickinson Street
Philadelphia, PA 19147

COURT OF COMMON PLEAS
PHILADELPHIA COUNTY

vs.

TERM, 2014

LIVE NATION
334 South Street
Philadelphia, PA 19147
and
LIVE NATION, INC.
334 South Street
Philadelphia, PA 19147
and
LIVE NATION WORLDWIDE, INC.
334 South Street
Philadelphia, PA 19147
and
LIVE NATION ENTERTAINMENT, INC.
334 South Street
Philadelphia, PA 19147
and
CAESARS
2100 Pacific Avenue
Atlantic City, NJ 08401
and
CAESARS ENTERTAINMENT CORPORATION
2100 Pacific Avenue
Atlantic City, NJ 08401
and
CAESARS LICENSE COMPANY, LLC
2100 Pacific Avenue
Atlantic City, NJ 08401

NO.

CIVIL ACTION

COUNT ONE

**DONNA SULLIVAN V. LIVE NATION AND LIVE NATION, INC. AND LIVE
NATION WORLDWIDE, INC. AND LIVE NATION ENTERTAINMENT, INC.
AND CAESARS AND CAESARS ENTERTAINMENT CORPORATION
AND CAESARS LICENSE COMPANY, LLC**

1. Plaintiff, Donna Sullivan, is an individual who resides at 231 Dickinson Street, Philadelphia, PA 19147.
2. Plaintiff, Daniel Sullivan, is an individual who resides at 231 Dickinson Street, Philadelphia, PA 19147.
3. Defendant, Live Nation, operates as a live music and event management company with a principal place of business located at 334 South Street, Philadelphia, PA 19147.
4. Defendant, Live Nation, Inc., operates as a live music and event management company with a principal place of business located at 334 South Street, Philadelphia, PA 19147.
5. Defendant, Live Nation Worldwide, Inc., is a subsidiary of Live Nation Entertainment, Inc., and operates as a live music and event management company with a principal place of business located at 334 South Street, Philadelphia, PA 19147.
6. Defendant, Live Nation Entertainment, Inc., operates as a live music and event management company with a principal place of business located at 334 South Street, Philadelphia, PA 19147.
7. Defendant, Caesars, is a foreign corporation with an address for service located at 2100 Pacific Avenue, Atlantic City, NJ 08401.
8. Defendant, Caesars Entertainment Corporation, is a foreign corporation with an address for service located at 2100 Pacific Avenue, Atlantic City, NJ 08401.

9. Defendant, Caesars License Company, LLC, is a foreign corporation with an address for service located at 2100 Pacific Avenue, Atlantic City, NJ 08401.

10. On or about November 23, 2013, and at all times material hereto, defendants, Live Nation and/or Live Nation, Inc. and/or Live Nation Worldwide, Inc. and/or Live Nation Entertainment, Inc. and/or Caesars and/or Caesars Entertainment Corporation and/or Caesars License Company, LLC, owned, operated, occupied, leased, controlled and/or maintained the building and property located at 2100 Pacific Avenue, Atlantic City, New Jersey, more commonly known as Caesars.

11. At all times material herein, defendants, Live Nation and/or Live Nation, Inc. and/or Live Nation Worldwide, Inc. and/or Live Nation Entertainment, Inc. and/or Caesars and/or Caesars Entertainment Corporation and/or Caesars License Company, LLC, did in fact solicit customers via advertisements in Philadelphia newspapers and in Philadelphia telephone directories and were thereby conducting business on a routine basis in the Philadelphia area and deriving compensation therefrom, and also were generally conducting business at various locations in the City of Philadelphia.

12. On or about November 23, 2013, and at all times material hereto, defendants, Live Nation and/or Live Nation, Inc. and/or Live Nation Worldwide, Inc. and/or Live Nation Entertainment, Inc. and/or Caesars and/or Caesars Entertainment Corporation and/or Caesars License Company, LLC, through their agents, servants, workmen and/or employees, had under their care, supervision and direction, control, custody and maintenance of the aforementioned premises, and said defendants were under a joint and individual duty to maintain the said premises in a safe condition for persons lawfully thereon.

13. Notwithstanding its duty, defendants, Live Nation and/or Live Nation, Inc. and/or

Live Nation Worldwide, Inc. and/or Live Nation Entertainment, Inc. and/or Caesars and/or Caesars Entertainment Corporation and/or Caesars License Company, LLC, by their agents, servants, workmen and/or employees, did on the date aforesaid and for some time prior thereto carelessly and negligently keep and maintain the aforesaid premises which were caused, permitted and allowed to become and remain in a highly dangerous and defective condition, to wit: allowing an exposed elongated metal piece and wires to be within the walking area of the establishment and main floor/aisle area, causing a tripping hazard, which created a highly dangerous and defective condition for the plaintiff, Donna Sullivan, who was a business invitee, and other pedestrians proceeding thereon.

14. On or about the aforesaid date, plaintiff was at the aforementioned premises attending a Bonnie Raitt concert.

15. On or about the aforesaid date, while the plaintiff was on the aforesaid premises, she was caused to trip and fall as a result of coming into contact with the exposed metal piece, causing her to sustain personal injuries hereinafter more specifically set forth.

16. Plaintiff avers that defendants, Live Nation and/or Live Nation, Inc. and/or Live Nation Worldwide, Inc. and/or Live Nation Entertainment, Inc. and/or Caesars and/or Caesars Entertainment Corporation and/or Caesars License Company, LLC, by their agents, servants, workmen and/or employees, had or should have had notice of the existence of said defective condition above mentioned prior to the happening of said accident.

17. At the time and place aforesaid, the carelessness, recklessness and negligence of the defendants, consisted of the following:

- (a) Failing to properly maintain the said premises;
- (b) Failing to have the said premises inspected at reasonable intervals;

(c) Failing to give proper and sufficient warnings to plaintiff of the highly dangerous condition of said premises;

(d) Disregarding the rights and safety of the plaintiff and other persons lawfully on the defendants' premises;

(e) Allowing the premises to remain in a dangerous and unsafe condition;

(f) Failing to use reasonable prudence and care to keep the premises in a safe condition;

(g) Being otherwise negligent under the circumstances.

18. As a direct result of the defendants' carelessness, recklessness and negligence as aforesaid, plaintiff, Donna Sullivan, sustained severe internal and external injuries in and about the head, body and limbs, including but not limited to: left ankle sprain with interstitial tearing of the peroneus brevis tendon, Achilles tendinosis, neuroma and intertarsal bursitis in the dorsal aspect of the 3rd interspace, and a severe shock to her nervous system, all of which have caused her and will continue to cause her great pain and agony, and have prevented her and will continue to prevent her in the future from attending to her daily duties and occupation, all to her great financial damage and loss.

19. Further, by reason of the aforesaid, plaintiff, Donna Sullivan, has been obliged to expend various sums of money for medicine and medical attention in and about endeavoring to treat and cure herself of her said injuries, and will be obliged to expend additional sums of money for the same purposes in the future, all to her great financial damage and loss.

20. As a further result of the accident and the injuries sustained therein, plaintiff, Donna Sullivan, has and/or may suffer lost wages and an impairment of her earning capacity and power, which lost wages and impairment of earning capacity and power has or may exceed the

sums recoverable under the limitations of the Pennsylvania Motor Vehicle Financial Responsibility law.

21. Plaintiff, Donna Sullivan, avers that her injuries and damages were caused solely by the negligence of the defendants as hereinbefore set forth.

WHEREFORE, plaintiff, Donna Sullivan, demands judgment against the defendants, Live Nation and Live Nation, Inc. and Live Nation Worldwide, Inc. and Live Nation Entertainment, Inc. and Caesars and/or Caesars Entertainment Corporation and Caesars License Company, LLC, jointly and/or severally, in an amount in excess of Fifty Thousand (\$50,000.00) Dollars, plus interest and costs.

COUNT TWO

**DANIEL SULLIVAN V. LIVE NATION AND LIVE NATION, INC. AND LIVE
NATION WORLDWIDE, INC. AND LIVE NATION ENTERTAINMENT, INC.
AND CAESARS AND CAESARS ENTERTAINMENT CORPORATION
AND CAESARS LICENSE COMPANY, LLC**

22. Plaintiff, Daniel Sullivan, is the husband of plaintiff, Donna Sullivan, and resides with her at 231 Dickinson Street, Philadelphia, PA 19147.

23. Plaintiff, Daniel Sullivan, incorporates herein by reference the averments contained in paragraphs 1 through 21, inclusive, as fully as though the same were herein set forth at length.

24. As a direct result of the defendants' carelessness, recklessness and negligence as aforesaid, plaintiff, Daniel Sullivan, was, for a period of time, may and probably will in the future be deprived of the society, assistance and support of his wife, plaintiff, Donna Sullivan, all of which has been and will continue to be to his great financial, physical, psychological and emotional damage and loss.

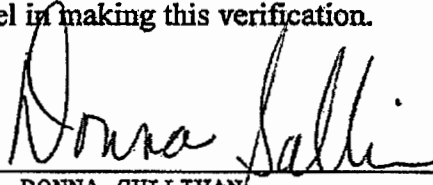
WHEREFORE, plaintiff, Daniel Sullivan, demands judgment against the defendants, Live Nation and Live Nation, Inc. and Live Nation Worldwide, Inc. and Live Nation Entertainment, Inc. and Caesars and/or Caesars Entertainment Corporation and Caesars License Company, LLC, jointly and/or severally, in an amount in excess of Fifty Thousand (\$50,000.00) Dollars, plus interest and costs.

DISANDRO & MALLOY, P.C.

BY: Kevin M. Malloy
KEVIN M. MALLOY, ESQUIRE
ATTORNEY FOR PLAINTIFF

VERIFICATION

I, Donna Sullivan, make this verification subject to the penalties of 18 Pa. C.S.A. '4904, relating to unsworn falsification to authorities. The attached pleading is based upon information which I have furnished to my counsel and information which has been gathered by my counsel in preparation for the prosecution of this lawsuit. The language contained in the pleading is that of counsel and not mine. I have read the pleading, and to the extent it is based upon information which I have given to my counsel, it is true and correct to the best of my knowledge, information, and belief. To the extent that the contents of the pleading are that of counsel, I have relied upon my counsel in making this verification.



DONNA SULLIVAN

10/17/14

Dated: _____

EXHIBIT “B”

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DONNA SULLIVAN and
DANIEL SULLIVAN, H/W

v.

LIVE NATION, LIVE NATON, INC.,
LIVE NATION WORLDWIDE, INC.,
LIVE NATION ENTERTAINMENT, INC.,
CAESARS, CAESARS ENTERTAINMENT
CORPORATION and
CAESARS LICENSE COMPANY, LLC

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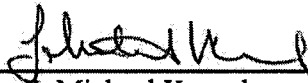
CIVIL ACTION NO.

CONSENT TO REMOVAL

I am authorized to provide this written consent on behalf of Defendants, Live Nation, Live Nation, Inc., Live Nation Worldwide, Inc. and Live Nation Entertainment, Inc. Live Nation, Live Nation, Inc., Live Nation Worldwide, Inc. and Live Nation Entertainment, Inc., with full reservation of all rights and defenses, hereby consent to removal of the action filed in the Philadelphia Court of Common Pleas under docket number 141001910 to the United States District Court for the Eastern District of Pennsylvania, and further aver as follows:

1. There is no entity named "Live Nation."
2. Live Nation Worldwide, Inc. is a Delaware corporation with its principal place of business at 9348 Civic Center Drive, Beverly Hills, California 90210.
3. Live Nation Entertainment, Inc., formerly known as Live Nation, Inc., is a Delaware corporation with its principal place of business at 9348 Civic Center Drive, Beverly Hills, California 90210.

SWEENEY & SHEEHAN

By: _____

J. Michael Kunsch

Identification No. PA 61922

1515 Market Street, Suite 1900

Philadelphia, Pennsylvania 19102

Telephone (215) 563-9811

Facsimile 215.557.0999

michael.kunsch@sweeneyfirm.com

Attorney for Defendants,

Live Nation, Live Nation, Inc.,

Live Nation Worldwide, Inc. and

Live Nation Entertainment, Inc.

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DONNA SULLIVAN and DANIEL
SULLIVAN, h/w

vs.

LIVE NATION and LIVE NATION, INC. and
LIVE NATION ENTERTAINMENT, INC. and
CAESARS and CAESARS ENTERTAINMENT
CORPORATION and CAESARS LICENSE
COMPANY, LLC

CIVIL ACTION

NO.

CERTIFICATE OF SERVICE

I, LAWRENCE M. KELLY, ESQUIRE, do hereby certify that a true and correct copy of the within Notice of Removal was forwarded by First Class Mail, postage pre-paid on the 24th day of November, 2014 as follows:

KEVIN MALLOY, ESQUIRE
DISANDRO & MALLOY, P.C.
1760 MARKET STREET, SUITE 1201
PHILADELPHIA, PA 19103

**MINTZER, SAROWITZ, ZERIS, LEDVA
& MEYERS, LLP**

BY: 

LAWRENCE M. KELLY, ESQUIRE
Attorney for Defendants,
BOARDWALK REGENCY CORPORATION d/b/a
CAESARS ATLANTIC CITY (Incorrectly designated as
"CAESARS") and CAESARS ENTERTAINMENT
CORPORATION and CAESARS LICENSE COMPANY, LLC
Centre Square, West Tower
1500 Market Street
Suite 4100
Philadelphia, PA 19102
(215) 735-7200
MSZL&M File No. 007770.000438